HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No.20860 OF 2007

DATE: 29.10.2007

Between:
Palem Venkataramana

..... PETITIONER

AND

The Station House Officer,
Thamballapalle Police Station,
Chittoor District & another.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 20860 OF 2007

ORDER: (Per Hon'ble Sri Justice A.Gopal Reddy)

Telegram sent by one Palem Venkataramana to the Hon'ble Chief Justice alleging that the police of Thamballapalle, came to his village on 23.9.2007 at about 5.30 p.m. and arrested his wife

Papulamma and daughters S. Shamala Devi; P.Sulochana Devi; and P.Chandrakala and took them to the police station without the assistance of the woman constable and he is apprehending danger to their lives, was treated as a taken up writ petition and notices were issued to the respondents.

The Sub-Inspector of Police, Thamballapalle Police Station, first respondent herein filed a counter affidavit stating that a case in Crime No.44 of 2007 has been registered for the offence under Sections 354, 324 r/w 34 IPC on a complaint filed by one Palyam Lakshmi Devi on 23.9.2007 alleging that the wife and daughters of the petitioner and others entered into her house in the absence of her husband, beat her and her father-in-law and the son-in-law of the petitioner and his daughter and wife caught hold of her tuft and dragged her out of the house and beat her with stones and sticks. In the said crime, the alleged detenus namely, Papulamma, S.Shamala Devi, P.Sulochana Devi and P.Chandrakala are shown as A.4 to A.7 respectively and during the course of investigation, the said persons were arrested after complying with the due procedure and produced before the II Additional Judicial First Class Magistrate, Madanapalli for remand on 24.9.2007. It is stated that the alleged detenus did not complain any ill-treatment and harassment by the first respondent when they were produced before the Magistrate. Copies of remand report and F.I.R. have been filed along with the counter.

The remand report and the contents of F.I.R. clearly discloses about the registration of crime, arrest of the alleged detenus and their remand to judicial custody for the offences under Sections 354, 324 r/w 34 IPC. In view of the same, the allegation made in the telegram that

the wife and daughters of the petitioner were illegally detained by the police cannot be accepted.

The Writ Petition is accordingly dismissed. No costs.

A. GOPAL REDDY, J.

29th OCTOBER, 2007

P. SWAROOP REDDY, J.

Tsr.